UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF NEW YORK

VIRGINIA M. ELLIOTT, DEBORAH KNOBLAUCH, JON FRANCIS, LAURA RODGERS, and JOHN RIVAS, individually and on behalf of all others similarly situated

Plaintiffs,

-----X No.: 10-cv-00934 (MAD) (DEP)

NOTICE OF JOINT UNOPPOSED MOTION FOR FINAL APPROVAL OF PROPOSED CLASS ACTION SETTLEMENT

LEATHERSTOCKING CORPORATION,

-against-

Defendant.
 X

Pursuant to FRCP Rule 23 the Plaintiffs and Defendant will move this Honorable Court before District Judge Mae A. D'Agostino for an Order granting final approval to the parties' proposed class action settlement of this case. As per the Court's prior Order of September 13, 2012, granting preliminary approval of such settlement, Doc. 89, the date and time and place for this motion to be heard would be November 28, 2012, at 10:00 a.m. at the United States District Court in Albany, New York.

This motion is unopposed as no objections to the proposed settlement have been filed in compliance with the Court's prior Order of September 13, 2012, Doc. 89.

Dated this 15th day of November, 2012

Leon Greenberg Attorney at Law

By: /s/ Leon Greenberg Leon Greenberg, Esq. 2965 South Jones Boulevard #E-4 Las Vegas, Nevada 89146 Tel (702) 383-6085 Fax (702) 383-6085 leongreenberg@overtimelaw.com Attorney for Plaintiffs